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Attorneys for Plaintiff  
Melody Philbrook

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON — EUGENE DIVISION

MELODY PHILBROOK

Plaintiff,

vs.

BANK OF AMERICA, N.A.,

Defendant.

Federal Case No.: 6:18-cv-01689-AA

**PLAINTIFF'S NOTICE OF VOLUNTARY  
DISMISSAL OF DEFENDANT BANK OF  
AMERICA, N.A. PURSUANT TO  
FEDERAL RULE OF CIVIL  
PROCEDURE 41(A)(1)**

**PLEASE TAKE NOTICE** that Plaintiff Melody Philbrook, pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby voluntarily dismisses Defendant Bank of America, N.A. as to all claims in this action, with prejudice.

Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

41(a) Voluntary Dismissal

(1) By the Plaintiff

(a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.

Defendant Bank of America, N.A. has neither answered Plaintiff's Complaint, nor filed a

1 motion for summary judgment. Accordingly, the matter may be dismissed against it for all  
2 purposes and without an Order of the Court.

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4 Dated: October 4, 2018

Salaria Law, P.C.

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6 By: /s/ Kyle Schumacher  
Kyle Schumacher

7 Attorneys for Plaintiff

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